Ian P. Fellerman (SBN 119725)

REED SMITH LLP
A limited liability partnership formed in the State of Delaware

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ORDER

Pursuant to the parties' Stipulation, it is hereby ordered that Plaintiff's Complaint is dismissed with prejudice.

DATED: March _5, 2007.

Honorable Saundra Brown Armstrong United States District Judge 1

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PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is REED SMITH LLP, 1999 Harrison Street, Suite 2400, Oakland, CA 94612-3572. On March 5, 2007, I served the following document(s) by the method indicated below:

STIPULATION FOR DISMISSAL OF ACTION WITH PREJUDICE: AND [PROPOSED] ORDER THEREON

by placing the document(s) listed above in a sealed envelope with postage thereon fully X prepaid, in the United States mail at Oakland, California, addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.

George Holland, Jr. Holland Law Firm 600 16th Street, #100 Oakland, CA 94612 (510) 465-4939 (T) (510) 465-4940 (F)

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed on March 5, 2007, at Oakland, California.